# Federal Communications Commission WASHINGTON, D.C. WASHINGTON, D.C.

MM Docket No. 93-94 In re Applications of SCRIPPS HOWARD File No. BRCT-910603KX BROADCASTING COMPANY For Renewal of License of Station WMAR-TV, Baltimore, Maryland and FOUR JACKS BROADCASTING, INC. File No. BPCT-910903KE For Construction Permit for a New Television Facility on Channel 2 at Baltimore, Maryland

The Honorable Richard L. Sippel To: Administrative Law Judge

# JOINT MOTION TO CORRECT TRANSCRIPT

Scripps Howard Broadcasting Company ("Scripps Howard") and Four Jacks Broadcasting, Inc. ("Four Jacks"), by their respective attorneys, hereby jointly move to correct the transcript of the Phase II hearing (held on September 7, 8, 12, 13, and 14, 1994) as set forth in the attached listing. 1/

ListABCDE

The Presiding Judge originally set October 14, 1994 as the 1/ date for filing joint corrections to the transcript. See Order, FCC 94M-532 (released September 19, 1994). Subsequently, Scripps Howard and Four Jacks jointly requested and were granted a one-week extension of time in which to file their transcript corrections. Accordingly, this Joint Motion is timely filed. No. of Copies rec'd

Respectfully submitted,

# SCRIPPS HOWARD BROADCASTING COMPANY

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FOUR JACKS/BROADÇASTING, INC.

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Dated: October 21, 1994

By:

Martin R. Leader Kathryn R. Schmeltzer Gregory L. Masters

Its Attorneys

-2-

Respectfully submitted,

SCRIPPS HOWARD BROADCASTING COMPANY

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Dated: October 21, 1994

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# PROPOSED CORRECTIONS TO TRANSCRIPT OF PROCEEDINGS IN RE: SCRIPPS HOWARD BROADCASTING COMPANY AND FOUR JACKS BROADCASTING, INC.

# Volume 18

PAGE	LINE	CORRECTION	INCORRECT
1509	7	a class	cost
1510	4	she	she can
1518	7	Masters'	Master's
1520	18	make?	make/
1524	5	that were	were
1524	6	labeling of	labeling
1525	1	Four	the Four
1533	13	read, "documents	read documents
1533	15	product"?	product?
1535	10	Omonijo.	Amanajo (phonetic sp).
1535	11	Omonijo	Amanajo
<u>1538</u>	25	Omonijo	Amanajo
<u>1539</u>	2	Omonijo	Amanajo
1539	5	Omonijo	Amanajo
1539	14	Omonijo's	Amanajo's
1539	17	Omonijo	Amanajo
<u>1540</u>	7	a	the
1544	8	To my	My
1545	24	Omonijo	Amanajo
1552	4	Hostetler	Hostetler's
		Volume 19	
1553	16½	RONALD F.	RONALD L.
1554	4	KATHRYN R.	KATHRYN G.

PAGE	LINE	CORRECTION	INCORRECT
1557	14	fine.	find.
1557	18	Ms. Covington's	Covington Barr's
1575	16	her	her to
1576	8	Tonie	Tony
1576	10	Tonie	Tony
1603	4	"Personal Calendars."	personal calendars
1607	1	examine	examination
1607	1	documents	document
1611	20	with	in with
1614	9	waiver	waive
1624	16	doesn't	does
1624	17	quintessential	quite essential
1627	2	facts	fact
1631	17	to the	the
1631	20	a specific	specific
1635	2	Do	"Do
1635	3	you: "What	you what
1635	3	were you given	were given you
1636	3	Do	"Do
1636	4	you: "Did	you did
1637	6	or reproducing	reproducing
1638	5	[unclear] deposition	Anita's deposition
1641	17	The	That the
1641	19	documents.	document.
1643	25	no."	no.

PAGE	LINE	CORRECTION	INCORRECT
1674	13	say	see
1674	14	'kept	kept
1683	9-10	were questioned at	requested that
1689	17	another	other
1694	6	Submission	submission
_ 1694	18	ex parte	next party
1694	25	MS. ABRUTYN	WITNESS
1697	22	Appeal."	Appeal.
1700	6-7	records	subpoena for records
1702	12	quash	squash
1707	19	it somehow	it is somehow
1714	3	object	objection
1715	5	"when"	when
1715	22	"again"	again
1716	14	"again."	again.
1717	6	but we haven't got	but got
1720	4	"NBC documents"	NBC documents
1721	11	before the	before
1741	12	Louise	Louis
		Volume 20	
1747	20	KATHRYN	KATHERYN
1749	8	I just have a	I just a
1751	12	is	as
1752	18	waiver	
1754	14	Four Jacks' direct case	Four Jacks directory

PAGE	LINE	CORRECTION	INCORRECT
1756	3	we'll	will
1756	20	Plans	Plan
1759	19	Memorandum Opinion	Memorandum, Opinion
1762	13	companies	company
1763	14	least some	least
1764	6	Are there any	Are any
1765	18	Now, you	Now, are you
1767	10	the	their
1769	9	assisted	assist
1769	10	28	20
1769	23	Gerstell	Gerstel
1769	24	Partnership	Partnership (phonetic)
1770	4	Gerstell	Gerstel
1770	16	Gerstell	Gerstel
1770	23	"'Yes, I work there	"Yes, I worked
1770	24	Sinclair.' What	Sinclair what
1771	_ 1	than that that's	than that's
1771	2	those offices, but	the offices at
1771	2-3	earlier are really the offices of about ten	earlier, ten
1771	3	S-corporations that essentially are collection points for rentals.	
1771	5	'I work there	I worked
1771	6	Sinclair.'	Sinclair.

PAGE	LINE	CORRECTION	INCORRECT
1771	7	'an	an
1771	8	a narrative	
1771	9	employee, I think, as	employee. I think
1771	10	earlier. I	earlier I
1771	10	5:00. I	5:00, I
1771	12	function	functions
1771	12	as a principal and owner of the business.	
1771	12	So I don't	so don't
1771	12	a, per se,	a per se
1773	8	syndicators	syndicator
1773	14	syndicators	syndicator
1773	16	ought	out
1773	18	as	to
1774	4	in	with
1776	8	regular	regulatory
1777	6	is	as
1778	18	possible so we	possible we
1780	6	that within the	that the
1783	20	Tab 1	Tab I
1784	3	E - Compensation of	
1790	2	It	I
1790	3	on	in
1800	20	these	this
1807	3	it's	its
1808	18	returns	return

PAGE	LINE	CORRECTION	INCORRECT
1809	15	12:30	2:30
1811	5	simplify	simply
1813	23	is not worth	
1814	17	one	done
1816	24	said	say
1820	1	regarding	
1824	17	of	or
1826	17	in exploring	in is exploring
1828	22	may	my
1831	22	he was	was
1835	16	them	the
1837	22	then	
1837	25	we're	
1838	1	what's	
1838	5	participate	
1838	8	what	
1838	9	- and I want to	
1838	22	substance	
1842	1	creative	create
1842	23	one	on
1843	1	if that's confusing	
1843	2	set	se
1843	21	a difference	
1843	25	prospectus that	
1845	19	which was	was
1846	1	it to	to

PAGE	LINE	CORRECTION	INCORRECT
1846	14	, I accept	, accept
1847	7	in each of the	
1847	9	29, 30, 31	
1847	18		plan
1848	22	its	it's
1849	7	is the	
1849	15	of the	
1850	1	here	her
1851	16	for	
1851	22	president,	
1851	23	classes	
1852	2	Amy	Amie (phonetic)
1852	7	for your employer	employed
1853	7	First Health	
1854	88	First Health	
1853	18	this premium statemen	t
1853	19	of	
1854	10	dated	
1854	11	Duncan	
1854	20	coverage elsewhere	
1855	4	are	
1855	10	as it doesn't	as doesn't
1856	1	on	
1856	3	11, 12 and 28	
1856	9	plan?	
1856	23	questions	

PAGE	LINE	CORRECTION INC	CORRECT
1856	24	questions	
1857	1	participate	pay
1857	25	do that	
1858	8	to the benefit do you?	do you?
1860	1	about	
1860	12	don't want	don't
1860	12	Greenebaum	Greenberg
1860	14	unemployment form or	on
		Summary of Transactions by source account:	
1860	17	Trust Fund	trust fund
1863	3	SEC	
1863	6	plan: The Sinclair	plan." Sinclair
1863	7	and trust (the SBG Plan)	
1863	8	SBG Plan include an employee	
1863	9	a discretionary	
1863	21	are	
1863	21	funds	
1864	20	it's just	
1865	5	document	
1866	3	Bonus	
1866	4	bonuses	bonus
1866	9	bonuses	
1866	24	which	
1867	1	for	
1868	12	it reflects	reflects

PAGE	LINE	CORRECTION	INCORRECT
1868	25	or tax	attached
1868	25	or entities	
1869	1	number	
1869	19	Amy	Amie
1870	25	SEC	
1872	19	talking	taking
1874	23	to	
1874	23	I think	think
1875	2	target awards	words
1875	4	of	are
1875	9	in the aggregate	
1875	17	all	"All
1875	18		"
1875	20	for	" for
1875	21	million.	million."
1876	13	[unclear] point	point
1876	23	us	
1877	24	[unclear]	
1879	3	[unclear]	
1881	2	its	it's
1881	2	with	
1881	17	filing	
1881	17	73.3613	
1882	7	in the	
1884	3	you	
1885	19	Annual Employment	Appointment

PAGE	LINE	CORRECTION	INCORRECT
1886	1	5	
1886	3	33	
1887	22	Amy	Amie
1888	20	GREENEBAUM	LEADER
1889	6	"You	"Do you
1889	7	ten, as we	10 as we've
1889	10	"And it lists ten	"Are those 10
1889	11	Employee	employee
1889	12	(Nodding).	
1889	14	the ten people that ar	re 10 people are
1889	15	under the column	under column
1889	15	total	
1889	16	, yes." Question:	
1889	17	"Thank	thank
1889	25	[unclear]	
1890	23	Amy	Amie
1892	19	Amy	Amie
1892	20	Amy	Amie
1893	3	five	
1893	4	Amy	Amie
1893	9	Howard's	Howards
1894	4	in the event	and that
1895	15	look at the	look the
1896	23	it	that
1897	1	or	
1897	15	would	wouldn't

PAGE	LINE	CORRECTION	INCORRECT
1897	24	dependence on	
1898	20	issue has	issue which has
1899	25	integration commitment	
1900	19	had	have
1901	14	go	to
1902	5	like me to	like to
1904	2	relevant	
1904	13	adverse	
1905	19	they	
1905	20	pledge	
1905	22	activities	
1906	13	the success or failure of the company	and success or may not
1907	11	[unclear]	
1907	15	filed	
1907	18	Control	Controlled
1907	19	stockholders; dependend	ce stockholders dependent
1907	19	personnel; potential	personnel
1907	23	each of	
1909	4	In the	The
1909	4	application,	application
1911	6	That's	What's
1912	11	[unclear]	
1912	12	[unclear]	
1912	16	I'm going to defer this	s this

PAGE	LINE	CORRECTION	INCORRECT
1912	16	to Mr. Howard because it's technical	technical
1912	19	have the witness	have witness
1912	25	says	
1913	7	lot to	lot
1914	1	would	
1914	3	would	
1916	10	full-time presence at	full-time at
1919	13	the words 'then-	'the
1919	15	position in	positions at
1919	15	but rather to any	
1920	10	divestiture	divesture
1922	16	[unclear]	
1923	7	of what entity	of entity
1923	18	decisions	decision
1925	23	"As	"The
1925	24	he'll	
1927	16	committee to oversee	committee oversee
1927	16	of the business on a	
1927	18	"There	"It
1927	21	decisions have	decision has
1927	23	we'll conduct our	talk about
1927	25	don't	
1929	18	least an hour	least
		Volume 21	
1931	19	RONALD F.	RONALD L.

PAGE	LINE	CORRECTION	INCORRECT
1932	2	KATHRYN R.	KATHRYN G.
1939	25	its	it's
1940	3	three integrated	reintegrated
1941	21	coming	come
1943	23	relevant	irrelevant
1943	23	their	they're
1956	2	than are	are
1967	22	Mr. Howard	UNIDENTIFIED INDIVIDUAL
1972	12	He	
1977	4	[unclear]	
1982	13	listed	this
1984	19	could terminate the	terminating
1985	24	[unclear]	
1987	14, 16	Dockets	Docket's
1994	12	NAPTE	NAPT
1997	10,12,16	Nielsen	Nielson
2004	3	run	
2004	4	it	it's
2015	21, 22	Keyser	Kaiser
2017	13	employer	employment
2019	6,9,13,23,24	Keyser	Kaiser
2020	2	Keyser	Kaiser
2025	2	you are	you
2033	12	to [unclear]	to
2043	6	Do	do

PAGE	LINE	CORRECTION	INCORRECT
2046	6	tions	tion's
2047	3	filing	file
2047	22	principals'	principal's
2048	14	SH35	S35
2054	18	an	a
2056	24	loans	loan
2058	7	over the document	on the
2062	17	put it	put
2065	4	Do you recall	
2070	11	[unclear]	
2071	13	with	of
2075	25	Amy's role	Aimy's (phonetic sp.) role
2085	14	73.3555	73.3.5
2086	5	Integration and	Integration
2086	18	lists	list
2086	22	Integration and	Integration
2087	14	of your pledge "to	of: your pledge to
2087	15	ment,	ment.
2087	15	then-current	then current
2087	17	commitment."	commitment.
2088	8	Integration and	Integration
2093	9	divest	
2094	25	Jacks' filings with	Jack filing to
2095	17	Commission	Commission's
2102	12	its	it's

PAGE	LINE	CORRECTION	INCORRECT
2104	25	41st	45th
2111	18	John Quigley	John Quigley (phonetic sp.),
2117	21	is	isn't
		Volume 22	
2125	1	the subject	subject
2128	9	I went	went
2131	5	an office	office
2132	3	I call	Call
2132	18	sole	whole
2133	5	You	Nah, you
2134	21	contractor at my	contractor. My
2134	22	practice.	practice
2134	22	speak, here.	speak.
2135	1	job?"	job" "
2135	2	"Yeah,	Yeah,
2135	5	place?" "At times."	place and time?
2135	6	"Do	Do
2135	9	duties that are	duties are
2136	22	But it	But
2137	11	define "there"	define there
2137	11	defining "there"	defining there
2137	11	SBG	SPG
2137	12	BFF	BSF
2137	12	TTA	PPA
2137	25	this,"	this,

PAGE	LINE	CORRECTION	INCORRECT
2138	3	My recollection	Recollection
2139	13	From a	From
2140	10	dated	day,
2141	2	lines	line
2141	9	is it's	it's
2142	22	"he	he
2142	23	1991"	1991
2143	6	semantic	medical
2145	8	get money	money
2148	6	of	for
2151	16	Keyser	Kaiser
2152	5	an	a
2152	20	what his	his
2153	10	MS. SCHMELTZER	A
2154	18	management and	magnate
2154	23	on the	on
2157	6	Broadcast	broadcast
2157	7	Experience,	experience,
2157	11	Broadcast	broadcast
2157	11	Experience.	experience.
2157	20	says, "On	says on
2157	22	business."	business.
2160	9	brothers. Individually	brothers individually
2165	17	Dave Amy	Dave, Amy
2167	10	I'm going	Going

PAGE	LINE	CORRECTION	INCORRECT
2170	20	they've	that
2178	7	filled out	filled
2178	8	any time	anytime
2179	19	"Employee's	employees
2179	19	Withholding	withholding
2179	19	Allowance	allowance
2179	19	Certificate."	certificate.
2179	24	seeing it,	seeing,
2180	4	employee's	employees
2180	5	Employee's	Employees
2182	5	"true	true
2182	6	employees."	employees.
2183	1	"true employee"?	true employee?
2183	24	Inc.?	Inc?
2185	17	filings	files
2185	19	it having	having
2187	14	I'd	I'm
2188	8	FCC	SEC
2188	10	their	the
2188	11	then-	then
2188	12	and will limit	and limit
2188	13	with their integration	with integration
2188	13	commitments	commitment
2188	21	and diversification	classification
2188	24	"To	То
2188	24	commitment	commitments

PAGE	LINE	CORRECTION	INCORRECT
2188	25	then-current	then current
2189	2	with"	with
2192	8	ground	grounds
2192	23	says, "I	says I
2192	24	Jacks' filings	Jacks's filing
2192	25	proceeding."	proceeding.
2194	22	has	have
2194	22	conclusions	conclusion
2196	5	we've	we're
2197	19	filings	file
2197	22	Channel 2?	Channel 2.
2201	22	consistency	consistence
2203	44	for a station	for station
2203	15	"Did	Did
2203	16	others?"	others?
2203	17	was, "Generally	was generally
2203	17	type participation.	type
2203	18	It's	it's
2203	18	environment."	environment.
2203	22	"management	management
2203	22	committee"	committee
2204	18	equal, one	equal one
2204	19	one vote"	one vote."
2204	21	" or	"Well,
2209	4	are	is

PAGE	LINE	CORRECTION	INCORRECT
2209	7	way in your vision	way, in your vision,
2209	12	managers and they'd	managers.
2209	15	"It would	"Would
2209	21	have	had
2209	23	"For Channel 2	"Channel 2
2209	23	you are	you're
2209	24	Answer, "I would say it's partially correct." Question,	Answerquestion,
2210	3	manager or general	manager, general
2210	44	operations	operating
2210	55	you are	you're
2210	66	sales, etc.	sales and so forth
2210	8	talking	asking you
2210	10	"Or management	"Management
2212	11	controlling	control
2212	18	have a	have
2217	22	MR. ZAUNER	JUDGE SIPPEL
2219	11	First Health	Health First
2222	16	Upper-level	Level
2222	17	the	their
2223	44	SBG."	SBG.
2223	18	Let's	Lets's
2225	5	was other	was it the other
2225	15	I was	I
2227	2	reading Broadcasting	rebroadcasting
2227	2	Electronic Media	electronic media

PAGE	LINE	CORRECTION	INCORRECT	
2227	16	time	times	
2228	33	going on in the	going	
2229	22	on a	on	
2229	3	it	as	

## CERTIFICATE OF SERVICE

- I, Leslie B. Payne, a secretary in the law firm of Fisher Wayland Cooper Leader & Zaragoza L.L.P., do hereby certify that true copies of the foregoing "JOINT MOTION TO CORRECT TRANSCRIPT" were sent this 21st day of October, 1994, by first class United States mail, postage prepaid, to the following:
  - \* The Honorable Richard L. Sippel Administrative Law Judge Federal Communications Commission 2000 L Street, N.W., Room 218 Washington, D.C. 20554
  - \* Robert A. Zauner, Esq.
    Hearing Branch
    Enforcement Division
    Mass Media Bureau
    Federal Communications Commission
    2025 M Street, N.W., Room 7212
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